

**IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE**

MARGARET WIKE, on behalf of herself and all others similarly situated,)	
)	CASE NO. 3:06-00204
Plaintiff,)	
)	Judge Echols/Brown
vs.)	
)	CLASS ACTION
VERTRUE, INC. f/k/a MEMBERWORKS, INC.; ADAPTIVE MARKETING LLC; INFLUENT INC. f/k/a INTERACTIVE TELESERVICES CORPORATION,)	JURY TRIAL DEMANDED
)	
Defendants.		

PLAINTIFF'S NOTICE OF APPEAL

Notice is hereby given that Plaintiff Margaret Wike hereby appeals to the United States Court of Appeals for the Sixth Circuit from the final Judgment entered in this action on the 8th day of July, 2008.

Respectfully submitted,

Dated: July 17, 2008

/s/ Gerald E. Martin (with permission)

Gerald E. Martin (BPR# 20193)

BARRETT, JOHNSTON & PARSLEY

217 Second Avenue North

Nashville, Tennessee 37201

Phone: (615) 244-2202

Facsimile: (615) 252-3798

Daniel C. Girard (admitted *pro hac vice*)

A. J. De Bartolomeo (admitted *pro hac vice*)

Steven G. Tidrick (admitted *pro hac vice*)

GIRARD GIBBS LLP

601 California Street, Suite 1400

San Francisco, California 94108

Telephone: (415) 981-4800

Facsimile: (415) 981-4846

Attorneys for Individual and
Representative Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on July 17, 2008, I electronically filed the document listed below with the Clerk of the Court:

PLAINTIFF'S NOTICE OF APPEAL

I also certify that the above document was filed and served electronically using the CM/ECF system, which will send electronic notification of said filing to the following:

Robert Allen Horowitz Greenberg Traurig LLP 200 Park Avenue New York, NY 10166 (212) 801-2194 Fax: (212) 224-6114 horowitzr@gtlaw.com	Samuel T. Bowman Baker, Donelson, Bearman, Caldwell & Berkowitz, PC 211 Commerce St., Suite 1000 Nashville, TN 37201 (615) 726-5701 Fax: (615) 744-5701 sbowman@bakerdonelson.com
Gerald E. Martin Barrett, Johnston & Parsley 217 Second Avenue, N Nashville, TN 37201 (615) 244-2202 Fax: (615) 252-3798 jmartin@barrettjohnston.com	Robert S. Patterson Boult, Cummings, Connors & Berry 1600 Division Street, Suite 700 Nashville, TN 37203-0025 (615) 244-2582 Fax: (615) 252.6335 bpatterson@boultcummings.com
Jay A. Yurkiw, Esq. Porter, Wright, Morris & Arthur LLP 41 South High Street Columbus, Ohio 43215-6194 (614) 227-2012 Fax: (614) 227-2100 jyurkiw@porterwright.com	Caroline H. Gentry, Esq. Porter, Wright, Morris & Arthur LLP One South Main Street, Suite 1600 Dayton, OH 45402 (937) 449-6748 Fax: (937) 449-6820 CGentry@porterwright.com

/s/ A. J. De Bartolomeo

GIRARD GIBBS LLP

601 California Street, Suite 1400
San Francisco, CA 94108